

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Tatge et al  
Serial No.: 10/731,766  
Filed: December 9, 2003

Art Unit: 2192  
Confirmation No.: 4307  
Examiner: Ben C. Wang  
Docket: TI-35556

For: PROGRAM OPTIMIZATION WITH INTERMEDIATE CODE

**AMENDMENT UNDER 37 C.F.R. 1.111**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The following amendments and remarks are offered in response to the Examiner's Office Action dated November 7, 2008. This response is timely under 37 C.F.R. §1.7 because February 7, 2008 is a Saturday and the transmittal date of this response under 37 C.F.R. §1.8 is the next following day that is not a Saturday, Sunday or Federal Holiday. These amendments are respectfully submitted as a full and complete response to that Action.

Please amend the above referenced application as follows: